PART III—Section 3

NOTIFICATIONS RELATING TO LOCAL SELF-GOVERNMENT

BANGALORE SUB-DIVISION.

Notification No. B4. C. 960—39-40, *dated 13th May* 1940.

Under Section 17 of the Mysore Village Panchayet Act, Mr. H. Venkatesiah, Shanbhog, is nominated as a member of Krishnarajpura Village Panchayet in Bangalore South Taluk in place of Mr. R. Achappa, Shanbhog and a nominated member, since removed from the Shanbhogi office.

Mr. H. Venkatesiah is also appointed as Secretary of the said Village Panchayet.

H. KRISHNACHAR,
Sub-Division Officer.

DODBALLAPUR SUB-DIVISION.

Notification No. A3. P. R. 256—39-40, *dated 2nd May* 1940.

Under Section 17 of the Village Panchayet Act, it is hereby notified that Patel Ramegowda is declared elected as Chairman of Niduvanda Village Panchayet, Nelamangala Taluk.

Notification No. A3. P. R. 310—39-40, *dated 2nd May* 1940.

Under Section 17 of the Village Panchayet Act, it is hereby notified that Patel Thimmegowda, is declared elected as Chairman of Dobspet Village Panchayet, Nelamangala Taluk.

Notification No. P. R. 330—39-40, *dated 2nd May* 1940.

Under Section 17 of the Village Panchayet Act, it is hereby notified that Veerappaji Sastry is declared elected as Chairman of Devarahosahalli Village Panchayet, Nelamangala Taluk, reconstituted for a period of three years from 1st September 1939.

Notification No. A3. 736—38-39, *dated 2nd May* 1940.

Under Section 17 of the Mysore Village Panchayet Act, it is hereby notified that Shanbhog Honnamylariah is nominated as Chairman of Sivaganga Village Panchayet, Nelamangala Taluk.

Notification No. A3. P. R. 303—39-40, *dated 3rd May* 1940.

Under Section 17 of the Village Panchayet Act, it is hereby notified that Mr. Sanjeeviah, son of Doddasankarappa is declared elected as a member of Yerramanchappanahalli Village Panchayet, Nelamangala Taluk, *vice* Mr. Tirumalegowda resigned.

S. DARASHAH,
Senior Assistant Commissioner.

KOLAR DISTRICT.

Notification A5. L. B. 14—39-40, *dated 9th May* 1940.

Under Rule 29 of the District Board Election Rules, Mr. Patel Venkataramanappa of Bommasettihalli, Goribidnur Taluk, is hereby declared to have been duly elected as a member of the Kolar District Board for its next term commencing from 1st June 1940 at the election held on 26th April 1940 by the Kolar Sheep Breeders' Association which has been enfranchised as a Special Constituency for returning a member to the said District Board.

G. SUNDARA RAO,
Deputy Commissioner.

KOLAR SUB-DIVISION.

Notification No. N. Dis R3. C. 1464—39-40, *dated 9th May* 1940.

Under Section 17 of the Village Panchayet Act, Mr. Krishnappa, is elected as a member of Gowanpalli Village Panchayet, Srinivaspur Taluk, *vice* Mr. Gangulappa, deceased.

B. M. ABU BAKER,
Sub-Division Officer.

OFFICE OF THE PRESIDENT, TOWN MUNICIPAL COUNCIL, CHIKBALLAPUR.

Notification dated 5th May 1940.

The right to collect Tolls at the Toll-gates in Chikballapur Town, mentioned in Schedules A and B during the year 1940-41 from 1st July 1940 to 30th June 1941 will be sold by public auction in the Jubilee Hall, Chikballapur Town on 10th June 1940 (Monday) at 3 P.M.

2. Persons intending to bid at the sale must attend in person or by a duly accredited agent. Every such person must deposit beforehand an amount equal to one-sixth of the contract amount for the previous year as shown in Schedule A, as earnest money. The deposit of all the bidders except the first two or three, whose bids are to be recommended for acceptance, will be returned at the close of the sale. The deposits of the successful bidder who will be called the contractor will be returned only on the fulfilment of the contract. The deposits of remaining bidders will be returned soon after the confirmation of the sale.

3. The sale will not become absolute until confirmed by the authority noted in Schedule A, who reserves the final power of refusing or accepting, without assigning any reason, the highest or any bid that may be offered.

4. The contractor shall within fifteen days of the intimation of confirmation of the sale in his favour, execute a lease deed on a duly stamped paper binding himself and his heirs to observe the conditions hereinafter setforth and to be subject to the penalties, forfeitures and liabilities referred to therein and shall furnish, if he does not hold property in Mysore, at least two sureties who own sufficient properties in the Mysore State for the due performance of the contract. The leased deed should be got registered by the contractor at his cost as per Government Circular No. L. B. 34-37-55, dated 12th March 1938.

5. The contract shall not be transferred by sale, gift or otherwise or sub-leased without the previous sanction of the Municipal Council.

6. The contract amount shall be paid in twelve monthly equal instalments in advance on the first day of every month into the Municipal Office.

7. Fees received from persons compounding the payment of toll shall be kept at the credit of the lessee and adjusted in account towards last instalments as the case may be. (G. O. No. L. 9582-9600—L. B. 166-30-1, dated 2nd June 1931).

8. Interest at 9 per cent per annum shall be levied on all overdue amounts till the date of payment.

9. The contractor shall collect tolls only at the rates and at the gates on the traffic specified in Schedules A and B.

10. The contractor shall give to the person paying toll a proper receipt showing date and hour of payment of toll.

11. The contractor shall keep at the toll-gates true accounts of the daily collections and of the traffic passing through the toll-gates. These accounts shall be opened to the inspection of the Deputy Commissioner, the Assistant Commissioner and the President, Town Municipal Council, Chikballapur. He shall furnish to the Municipal Office at the end of every month a true return for the month showing the traffic passing through the gate in the prescribed form.

12. The contractor will have the use of existing toll-house and gates without payment of any rent, and he should keep them in good repair, failing which the cost of repair will be recovered from him. If any toll-gate or house is required, it will be put up at the cost of the Municipal Council if the Council finds it necessary.

13. The contractor shall not be entitled to any remission of the contract amount or to any compensation on account of seasonal conditions or any other cause whatever.

14. The contractor shall conform generally to the rules published in the late Chief Commissioner's Notification No. 274, dated 4th November 1876. The rules and instructions issued under the Road Traffic and Tax Act VI of 1935, etc., and the rules framed by the Municipal Council under the Municipal Act should be followed. He shall recognize all the exemptions made by the statute or the rules in force for the time being. He shall pay special attention to the following points:—

(*a*) A table of authorised tolls shall be legibly written in English and Kannada and shall be put up in a conspicuous place near the toll-gate.

(*b*) Animals drawing any vehicles for which tolls can be demanded are not also to be charged with toll.

(*c*) No toll shall be levied afresh on any cart, etc., passing along the toll-gate, if within a period of twenty-four hours computing from sunrise to sunrise, a toll has been collected thereon at a toll-gate in Chikballapur Town.

(*d*) Carts laden with bone or other substance as manure shall be treated as unladen and tolled accordingly.

(*e*) No toll shall be levied on foot-passengers.

(*f*) No toll shall be levied for the passage of Troops or Military Stores or equipages or of Police Officers on duty or of any person or property in their custody or of any property *bona fide* belonging to the Government, as established where proof is required by the production of a pass or certificate from any Officer of the Department to which the property belongs, authorised by the Deputy Commissioner or by Government to grant such certificates or passes, which pass or certificate shall be delivered up at the last toll-gate passed before the cart, carriage or animal, conveying such property reaches the destination noted in such pass or certificate. This includes carts conveying timber and other Forest Produce belonging to Government covered by departmental passports signed by a Forest Officer.

(*g*) No toll shall be levied on motor vehicles which are exempted from payment of tolls under the Road Traffic and Taxes Act and the Rules framed thereunder, *vide* Section 31 of the Act.

The following statement shows the class of Motor Vehicles and the extent of exemptions thereon for purposes of easy reference.

Statement.

No.	Class of Vehicle	Nature and extent of exemption	Remarks
1	Private Motor Vehicle, that is motor cycles and motor cars.	Exempts from tolls at all Municipalities throughout the State.	Vehicles should exhibit license. The exemption is specified also in the license.
2	Motor Lorries used solely for purposes of agriculture.	Do ...	Do
3	Motor Cabs ..	(*a*) Exempt from tolls of a Municipality as per para 2 (iii) of Memorandum, published in page 408, Part I of the *Mysore Gazette*, dated 21st November 1935.	The exemption is specified in the license or disc.
		(*b*) Exempt from all Municipal tolls if it compounds for all tolls by payment of a composition fee under Section 20.	In this case, it should exhibit or produce the necessary token.
4	Motor Buses ...	Services other than purely urban services, are exempt from all Municipal tolls in the area for which they hold the permit, while on trips for which they pay mileage cess.	The permit specifies the toll-gates at which they are exempt.
		On tours, on paivate account or on trips for which mileage cess is not levied, they are liable to tolls.	Rules will require that on such occation they should display "Private" Board.
5	Motor Lorries ...	Exempt from tolls only at a Municipality as per para 2 (v) of memorandum, published in page 408, Part I of the *Mysore Gazette*, dated 21st November 1935. Liable to tolls at other Municipalities	This is specified in the license or token.

(*h*) No toll shall be levied for the passage of carriages, carts or animals, etc.—

(1) Belonging to the Municipal Council.

(2) Conveying Municipal servants on duty or property in custody of such servants.

(3) Licensed by the Municipal Council.

(4) Assessed by the Municipal Council to Municipal taxation, provided the tax has been paid in advance.

(5) Possessed by persons who have compounded with the Municipal Council for a prescribed sum in accordance with the rules approved by the Government.

(6) Engaged by the Postal Department to convey Mail.

(7) Belonging to the Hon'ble the British Resident in Mysore and his staff, *viz.*, the Secretary to the Hon'ble the Resident, the Residency Surgeon and the Personal Assistant to the Resident.

(8) Vehicles and animals used by the Dewan of Mysore on tour.

(9) Conveyances belonging to the Heads of Mutts who hold Rahadaries issued by a competent authority.

(10) Belonging to Government servants travelling on duty who are certified by their respective immediate superiors as being not entitled to travelling allowance.

(*a*) No toll shall be levied on cattle belonging to the residents of the village or the town within the limits of which the toll-gate is established.

(*b*) No toll shall be levied on through traffic provided that in case of slow conveyances, the time limit being 30 minutes as per Government Order No. L. 1191-8—Ml. 93-33-16, dated 17th August 1934.

(11) Belonging to His Highness the Maharaja of Mysore or His Highness the Yuvaraja.

(12) Dodge Motor Van No. Mys. 5561 (Bureau of Health Education).

(13) Chevrolet Motor Van No. Mys. 3376 (Bureau of Sanitary Engineering).

(14) The car conveying the Raja of Sandur.

(*i*) No toll shall be levied on through traffic.

(*j*) No toll shall be levied on carts carrying fuel, hay and stone.

(15) Other exemptions to be ordered by Government of Mysore from time to time.

(*a*) Officers passing toll-gates on duty otherwise than in uniform will enter in a book kept by the toll-gate keeper for the purpose, their rank, name and the nature of duty on which they are travelling. The contractor should keep such books in each of the gates and have them presented on demand by the Military Officers passing the gates on duty.

15. Any breach of the above conditions or rules on the part of the contractor or his servants will entail the forfeiture of the deposit or the levy of a fine not exceeding Rs. 50 for each infringement. If the fine be not paid or in the event of instalments or other sums due not being said within the prescribed date, it shall be competent to the President to suspend further collection of toll by the contractor and dispose of the right to collect the toll during the remaining period by a sale or otherwise.

The resale will be held at the risk of the defaulting contractor who shall be liable to make good all the losses accruing but shall not be entitled to any profits arising from the resale.

16. The imposition of fine or resale of the contract shall be no bar to the prosecution of the contractor or his employees for any offence or to the institution of other legal steps against them under any law in force for the time being.

SCHEDULE A.

1. Name and situation of the toll-gate or bridge.	1. *Goribidnur road toll-gate*, near the Aswathakatte, Mustur Road. 2. *Sidlaghatta road toll-gate*, near the Voddarapalya. 3. *Bangalore road toll-gate*, near the site intended for the constraction of Vokkaligara Hostel. 4. *Kandavara road toll-gate*, near the gate walls of Old Fort. 5. *Ganganamidde road toll-gate*, near Tannery. 6. *Bagepalli road toll-gate*, near Vabasandra. 7. *Mustur road toll-gate*, behind the Mission Hospital. 8. *Kandawara toll-gate*, near Kandawar Village.
2. Whether toll is to be levied on through traffic, in-coming traffic or out-going traffic.	Only one in-coming traffic.
3 Traffic specially exempted from payment of toll on account of peculiar situation of the toll-gate or the special requirements to the people near the toll-gate.	Nil

4.	Amount of deposit required	...	One-sixth of the sale amount of previous year, *viz.*, Rs. 794.
5.	Place of sale	...	Town Jubilee Hall, Chikballapur.
6.	Date of sale	...	10th June 1940 (Monday).
7.	Officer conducting the sale	...	President or any other officer that may be authorised by the President, Municipal Council.
8.	Officer confirming the sale	...	The Municipal Council, Chikballapur.
9.	Remarks	...	Nil

SCHEDULE B.

No.	*Details of traffic.*	*Rate of Toll.* Rs.	a.	p.
1.	On every four-wheeled vehicle with springs, motor car and bus ...	0	8	0
2	Do jatka, hackney or carts laden	0	4	0
3.	Do do not laden	0	2	0
4.	Do other vehicles with springs	0	4	0
5.	Motor cycle	0	4	0
6.	Ordinary bicycle	0	1	0
7.	On every buffalo, bull, bullocks, cow or ass and every mule laden or ridden	0	1	0
8.	On every elephant	1	0	0
9.	Do Camel	0	4	0

C. D. CHANDRASEKHAR,
For *President.*

TUMKUR DISTRICT.

Notification No. V. P. C. 1166—39-40, *dated* 10*th May* 1940.

In continuation of this office Notification No. V. P. C. 1166-39, dated 4th May 1940, extending the term of the existing constitution of the Village Panchayets in Gubbi Taluk till 1st May 1940 it is hereby notified for the information of the public that the term of the Kallur Village Panchayet, Kadaba Hobli, is further extended up to 1st July 1940, under Section 12 of the Village Panchayet Act.

Notification No. V. P. C. 1166—39-40, *dated* 10*th May* 1940.

In continuation of this office Notification No. V. P. C. 1166-39, dated 8th February 1940, extending the term of the existing constitution of the Village Panchayets in the Taluks of Chiknayakanhalli, Tiptur, Gubbi, Madhugiri and Pavagada, it is hereby notified for the information of the public that the term of these Panchayets is further extended up to 1st May 1940 under Section 12 of the Village Panchayet Act.

K. GURU DUTT,
Deputy Commissioner.

KADUR DISTRICT.

*Notification No. L. Dis. A*3. 3682—39-40, *dated* 9*th May* 1940.

Under Section 6 (3) (d) of the Minor Municipalities Act, read with Section 16, Messrs. S. Hanumaiya and Jois Shankara Bhatta, are appointed as elected Councillers of Ajjampura Minor Municipal Council for want of candidates for election, in the vacancies caused by the disability of Messrs. Jogi Thimmaiah and A. Krishna Murthy.

E. V. GANAPATI IYER,
Deputy Commissioner.

CHITALDRUG DISTRICT.

*Notification No. M*2. *C.* 166—39-40, *dated* 9*th May* 1940.

Under Section 12 of the Village Panchayet Act, the term of the present constitution of Thammenahalli Village Panchayet, Molakalmuru Taluk, is hereby extended for a further period of two months from 1st May 1940.

*Notification No. M*2. *C.* 166—39-40, *dated* 25*th April* 1940.

In modification of this Office Memo No. M2. C. 166—39-40, dated 6th April 1940, Mr. Ramaswamy Naidu, a nominated member, is appointed as Chairman of Thanigenahalli Village Panchayet, Holalkere Taluk, *vice* Patel Mahadevappa.

MAHOMED ISMAIL SHERIFF,
Deputy Commissioner.